

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 09 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 18 1999 under CR-012

The applicant **CASS AND VIRGINIA AMACKER** hereby make application for permission to change the **Point of Diversion of a portion** of water heretofore appropriated under **Claim 311, of The United States of America, plaintiff vs. Alpine Land and Reservoir Company, a corporation, et.al., defendants** in the Unites States District Court for the District of Nevada; Case # D -183 BRT.

1. The source of water is **Carson River (East Fork)**
2. The amount of water to be changed **48.0 Acres**
3. The water to be used for **As Decreed**
4. The water heretofore permitted for **As Decreed**
5. The water is to be diverted at the following point **left bank in NW¼SE¼ Section 9, T12N, R20E MDM, Louis Nelson or Dick Tholke Ditch per Carson River Decree (same as claim 287)**
6. The existing permitted point of diversion is located within **left bank in the NW corner, NE¼SE¼ Section 8, T12N, R20E MDM, Herman Heitman or Pedrojetta Ditch per Carson River Decree**
7. Proposed place of use **No Change.**
8. Existing place of use **48 Acres in the E½NE¼ Section 18, T12N, R20E MDM shown as parcels 27-060-23 (42.79 ac) and 27-060-24 (5.21ac) under claim 311 on Nevada Division of Water Resources Carson River Claim Map CR-012**
9. Use will be from **As Decreed** to of each year.
10. Use was permitted from **As Decreed** to of each year.
11. Description of proposed works **L. Nelson/D. Tholke Ditch and diversion are in place.**
12. Estimated cost of works **Completed**
13. Estimated time required to construct works **Completed**
14. Estimated time required to complete the application of water to beneficial use **3 years**
15. Remarks: **This application is filed to allow the applicants to be permitted to bring water to their property from this ditch system. The H. Heitman/ Pedrojetta ditch was washed out years ago and the applicants desire to receive water in the same way that others who also have**

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decreed rights from the H. Heitman/ Pedrojetta ditch are presently receiving their irrigation water.

Bruce R. Scott, Resource Concepts, Inc.
By s/Bruce R. Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared sc/ sc dl/lt

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of Claim No. 311 of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said Final decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The distribution of the water granted under this permit is at all times under the control of the Federal Water Master.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use as decreed but not to exceed 216.0 acre-feet as decreed, and not to exceed a decreed duty of 4.5 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 9, 2006

Proof of completion of work shall be filed on or before:

April 9, 2006

Water must be placed to beneficial use on or before:

March 9, 2008

Proof of the application of water to beneficial use shall be filed on or before:

April 9, 2008

Map in support of proof of beneficial use shall be filed on or before:

April 9, 2008

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 9th day of March A.D. 2005


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____